

Teresa L. Highsmith – State Bar No. 155262  
Office of the City Attorney  
2263 Santa Clara Avenue, Room 280  
Alameda, California 94501-4477  
Telephone: (510) 747-4750  
Facsimile: (510) 747-4767

Attorneys for Defendants  
CITY OF ALAMEDA POLICE DEPARTMENT.

Attorneys for Defendants  
CITY OF ALAMEDA POLICE DEPARTMENT.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

TSOGTBAYAR SANDAGDORJ, ) Case No.: C-06-4995 TEH  
)  
Plaintiff, )  
vs. ) **STIPULATION AND ~~PROPOSED~~ ORDER**  
) **RE: SCHEDULE FOR FILING OF FIRST**  
) **AMENDED COMPLAINT AND TIME FOR**  
) **RESPONSIVE PLEADING BY**  
) **DEFENDANTS.**  
)  
CITY OF ALAMEDA POLICE )  
DEPARTMENT; OFFICER S. BRENNAN )  
#512; OFFICER CRUZ #510; AND DOES 1- )  
100. Jointly and Severally, )  
)  
Defendants. )

The parties, acting by and through their respective attorneys, appeared for the Initial Case Management Conference on January 8, 2007. At that time plaintiff's counsel requested permission to file a First Amended Complaint. Defendants had no objection to the amending of the Complaint and informed the Court that it would provide additional information to the plaintiff's counsel regarding the lack of involvement by the named defendants Brennan and Cruz so that plaintiff may consider dismissing them from the action. Because of illness this week on the part of the Inspectional Services Sergeant who was to provide a declaration documenting the lack of involvement by the individual defendant jailers, the defendant City will provide his declaration to plaintiff's counsel on or before the initial ENE conference call on January 17, 2007. Plaintiff will file his First Amended Complaint

on or before January 24, 2007. Defendants' responsive pleading to be filed on or before Friday February 2, 2007.

A further Case Management Conference will take place on Monday April 2, 2007 at 1:30 pm. A joint Case Management Conference Statement to be filed on or before March 26, 2007.

So Stipulated:

Dated: January 11, 2007

By: \_\_\_\_\_/s/

Hume Joseph Jung  
Attorney for Plaintiff

Dated: January 11, 2007

BERTRAND, FOX & ELLIOT

By: \_\_\_\_\_/s/

Gregory M. Fox  
Attorneys for Defendants  
ALAMEDA POLICE DEPT. and  
OFFICERS EMMANUEL CRUZ and  
S. BRENNAN

GOOD CAUSE APPEARING THE STIPULATION IS SO ORDERED

Dated: January 17, 2007

THELTON E. HENDERSON  
UNITED STATES

ATTORNEY ATTESTATION

I hereby attest that I have on file all holograph signatures for any signatures indicated by a "conformed" signature (/s/) within this E-filed document.

Dated: January 11, 2007

\_\_\_\_\_/s/  
Gregory M. Fox

